



05-31-06

IFW

Attorney's Docket No.: 12.003011 DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : HUNG, et al. Art Unit : 1643
Serial No. : 10/608,225 Examiner : Sang, Hong
Filed : June 30, 2003
Title : Methods for Identifying, Treating, or Monitoring Asymptomatic Patients for Risk
Reduction of Therapeutic Treatment of Breast Cancer

May 30, 2006

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

In response to the restriction requirement of the outstanding Office Action mailed May 2, 2006, Applicant provisionally elects, with traverse, to prosecute Group II (claim 9) as drawn to a method for identifying asymptomatic patients who have a likelihood of benefiting from the administration of an estrogen activity modulator for risk reduction or therapeutic treatment of breast cancer, wherein examining the ductal fluid comprises detection of an estrogen receptor in the ductal epithelial cell.

Please apply any charges or credits to Deposit Account No. 502855.

~~Respectfully submitted,~~

Theodore R. Allen
Registration No. 41,578
Cytoc Corporation
250 Campus Drive
Marlborough, MA 01752
Tel: 508-263-9490
Fax: 508-263-2959

Customer No. 0000 38732

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Hung

Docket No.

12.003011 DIV

Application No.

10/608,225

Filing Date

June 30, 2003

Examiner

Sang, Hong

Customer No.

000038732

Group Art Unit

1643

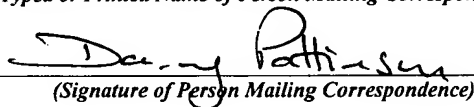
Invention:

Methods for Identifying, Treating or Monitoring Asymptomatic Patients for Risk Reduction of Therapeutic Treatment of Breast Cancer

I hereby certify that the following correspondence:

Response to Restriction Requirement Mailed May 2, 2006*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

May 30 2006
*(Date)***Darry Pattinson***(Typed or Printed Name of Person Mailing Correspondence)*
*(Signature of Person Mailing Correspondence)***EV 852599459 US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**